

**FAX transmission sheet****Date 8 / 19 / 02****Time****8 : 40****AM****PM**

**From: David P. Schneider  
4 Woodside Dr. East  
Apalachin, NY. 13732**

**To: Mr. Derek Woods  
Petitions Office  
US Patents and Trademarks Office  
Washington, DC.**

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SEP 10 2002  
PETITIONS OFFICE**

**Pages Transmitted Following This Sheet****Two Pages**

Application Number: 09/375,767  
Filing Date: 08/17/1999  
Inventor: David P. Schneider  
Attorney Docket Number: DPS\*1  
Confirmation Number: 5564  
Art Unit: 1616  
Examiner: Levy, Neil S.

# 12

Attention: Mr. Derek Woods

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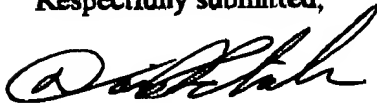
PETITIONS OFFICE

## PETITION TO WITHDRAW HOLDING OF ABANDONMENT

Under 37 CFR 1.181(a) and MPEP 711.03

Office action from Examiner Levy mailed 12/12/01 was never received at this office. Subsequently Examiner Levy contacted this office by telephone on 7/12/02 asking why we had not responded. Our docket DPS\*1 was referenced and showed no record of receipt of said office action. Please see enclosed copy of said docket's record of dated actions. As a result of Examiner Levy's 7/12/02 phone communication he later sent this office a copy of his 12/12/01 office action and also a copy of the page 700-137 of the MPEP where he highlighted the section explaining this method of petitioning to Withdraw Holding Of Abandonment. This latest communication from Examiner Levy was received at this office and was acted upon immediately.

Respectfully submitted,



David P. Schneider

Dated

8/19/02

INVENTOR David P. SchneiderSERIAL NO. 09/375,767FILED 08/17/1999TITLE Shark Deterrent

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SEP 10 2002

ASSIGNEE                     ASSIGNMENT RECORDED                     REEL                     PETITIONS OFFICE  
FRAME                     

## OFFICE ACTIONS

Filed 8/15/99  
Rec. 1st OA 12/06/00

## AMENDMENTS

1st Amend. 03/01/01

Notice of Publication 02/21/02 Notice of Abandonment 09/24/02

ALLOWED                     FINAL FEE PAID